

**31A-31-102 Definitions.**

As used in this chapter:

- (1) "Authorized agency" means:
  - (a) the attorney general;
  - (b) the state fire marshal;
  - (c) any state law enforcement agency;
  - (d) any criminal investigative department or agency of the United States;
  - (e) a district attorney;
  - (f) the prosecuting attorney of any municipality or county;
  - (g) the department; or
  - (h) the disciplinary section of an agency licensing a service provider.
- (2) "Financial loss" includes:
  - (a) out-of-pocket expenses;
  - (b) reasonable attorney fees;
  - (c) repair and replacement costs; or
  - (d) claims payments.
- (3) "Insurer" means any person or aggregation of persons:
  - (a) doing insurance business, as defined in Section 31A-1-301; or
  - (b) subject to the supervision of the commissioner under:
    - (i) this title; or
    - (ii) any equivalent insurance supervisory official of another state.
- (4) "Knowingly" has the same meaning as in Subsection 76-2-103(2).
- (5) "Person" means an individual, firm, company, corporation, association, limited liability company, partnership, organization, society, business trust, service provider, or any other legal entity.
- (6)
  - (a) "Runner" means a person who procures clients at the direction of, or in cooperation with a person who intends to:
    - (i) perform or obtain a service or benefit under a contract of insurance; or
    - (ii) assert a claim against an insured.
  - (b) "Runner" includes:
    - (i) a capper; or
    - (ii) a steerer.
- (7) "Service provider" means:
  - (a) an individual licensed to practice law;
  - (b) an individual licensed or certified by the state under:
    - (i) this title;
    - (ii) Title 41, Chapter 3, Motor Vehicle Business Regulation Act;
    - (iii) Title 58, Occupations and Professions; or
    - (iv) Title 61, Securities Division - Real Estate Division;
  - (c) an individual licensed in another jurisdiction in a manner similar to a license described in Subsection (7)(a) or (b);
  - (d) an individual practicing any nonmedical treatment rendered in accordance with a recognized religious method of healing; or
  - (e) a hospital, health care facility, or person whose services are compensated directly or indirectly by insurance.
- (8) "Statement" includes any:
  - (a)
    - (i) notice;

- (ii) statement;
  - (iii) proof of loss;
  - (iv) bill of lading;
  - (v) receipt for payment;
  - (vi) invoice;
  - (vii) account;
  - (viii) estimate of property damage;
  - (ix) bill for services;
  - (x) diagnosis;
  - (xi) prescription;
  - (xii) hospital or doctor record;
  - (xiii) x-ray;
  - (xiv) test result; or
  - (xv) other evidence of loss, injury, or expense; or
- (b) item listed in Subsection (8)(a) that is a computer-generated document.

Amended by Chapter 104, 2004 General Session